

# MEMO ENDORSED

April 30, 2021

**VIA ECF**

Hon. Valerie E. Caproni  
United States District Judge  
United States District Court for the  
Southern District of New York  
500 Pearl Street, Courtroom 15C  
New York, NY 10007

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**Re: Dominguez v. Lacoste USA, Inc.  
U.S. District Court, Southern District of New York (Foley Square)  
Civil Action No.: 1:19-cv-11182-VEC**

Dear Judge Caproni:

We represent Defendant Lacoste USA, Inc. (“Defendant” or “Lacoste”) in the above-captioned matter. Pursuant to your Order dated March 12, 2021, we are filing this update on behalf of both parties regarding the status of the combined appeals in substantially identical cases that are currently pending before the U.S. Court of Appeals for the Second Circuit. On January 13, 2021, the Second Circuit heard oral argument in Case Number 20-1552, *Calcano v. Swarovski North America Limited*. Accordingly, the parties respectfully request that this matter continue stayed until there is a decision in the combined appeal.

We thank the Court for its time and attention to this matter, and for its consideration of this application.

Respectfully submitted,



Sara T. Schneider

Application GRANTED. The stay in this case shall continue until the resolution of the appeals by the Second Circuit.

The parties must file a status report on or before **Friday, July 2, 2021**, explaining whether the stay should continue. In addition, no later than five days after the issuance of an opinion by the Second Circuit relevant to the claims asserted in this case, the parties are directed to submit a joint letter addressing the impact of the decision on this case and the continued need for a stay.

SO ORDERED.



Date: April 30, 2021

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE